

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IAN J. BROWN, JAMES BROWN,
and BARBARA BROWN,

Plaintiffs,

v.

UNITED STATES OF AMERICA,
VERIZON NEW ENGLAND, INC.,
and BOSTON EDISON COMPANY
d/b/a/ NSTAR ELECTRIC,

Defendants.

C.A. No. 04cv11924-RGS

**UNITED STATES OF AMERICA'S MOTION FOR LEAVE TO FILE REPLY
MEMORANDUM IN SUPPORT OF ITS MOTION TO DISMISS**

Defendant, the United States of America, in the above-captioned action move for leave to file a brief reply memorandum in support of its Motion to Dismiss. The government believes that the brief memorandum clarifies the issues before the Court and will assist it in reaching a decision on the Motion to Dismiss.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By: /s/ Damian W. Wilmot
DAMIAN W. WILMOT
Assistant U.S. Attorney
Moakley Federal Courthouse
One Courthouse Way, Suite 9200
Boston, MA 02210
(617) 748-3100

Dated: January 28, 2005

CERTIFICATION UNDER L.R. 7.1

I certify that in accordance with Local Rule 7.1, I attempted to contact Plaintiffs' counsel for his consent or objection to my filing of this Reply Memorandum, but was unsuccessful.

/s/ Damian W. Wilmot
DAMIAN W. WILMOT
Assistant U.S. Attorney